

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

**JANE DOE,  
Plaintiff,**

**vs.**

**KERRVILLE INDEPENDENT  
SCHOOL DISTRICT,  
Defendant.**

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**CIVIL ACTION NO.: 5:21-CV-00369-XR**

**JOINT PROPOSED SCHEDULING ORDER**

Pursuant to Rule 16, Federal Rules of Civil Procedure, the Court issues the following Scheduling Order:

1. The deadline for Plaintiff(s) to file a motion seeking leave to amend pleadings; or to join parties is **September 27, 2021**.

2. The deadline for Defendant(s) to file a motion: (1) to designate responsible third party pursuant to Texas Civil Practices & Remedies Code §33.004(a); (2) seeking leave to amend pleadings; or (3) to join parties is **October 11, 2021**.

3. All parties asserting claim for relief shall file their designation of testifying experts and serve on all parties, but not file, the materials required by Fed. R. Civ. P. 26(a)(2)(B) on or before **January 24, 2022**.

4. Parties resisting claims for relief shall file their designation of testifying experts and serve on all parties, but not file, the materials required by Fed. R. Civ. P. 26(a)(2)(B) on or before **February 10, 2022**.

5. All parties shall file all designations of rebuttal experts and serve on all parties the material required by Fed. R. of Civ. P. 26(a)(2)(B) for such rebuttal experts, to the extent not already served, within fifteen (15) days of receipt of the report of the opposing expert.

6. Any objections to the reliability of an expert's proposed testimony under Federal Rule of Evidence 702 shall be made by motion, specifically stating the basis for the objection and identifying the objectionable testimony, within eleven (11) days from the receipt of the written report of the expert's proposed testimony, or within eleven (11) days from obtaining a copy of the expert's deposition testimony, if a deposition is taken, whichever is later.

7. The deadline for filing supplemental reports required under Fed. R. Civ. P. 26(e) is **March 14, 2022**.

8. The deadline for filing Rule 26(a)(3) disclosures is **March 7, 2022**.
9. The deadline for filing objections under Rule 26(a)(3) is **March 17, 2022**. Any Objections not made will be deemed waived.
10. The deadline for the completion of discovery is **May 2, 2022**.
11. A report on alternative dispute resolution in compliance with Local Rule CV-88 shall be filed on or before **May 9, 2022**.
12. The parties asserting claims for relief shall submit a written offer of settlement to opposing parties on or before **January 24, 2022** and each opposing party shall respond, in writing on or about **February 22, 2022**. All offers of settlement are to be private, not filed. The parties are ordered to retain the written offers of settlement and response as the Court will use these in assessing attorneys' fees and costs at the conclusion of the proceedings. If a settlement is reached, the parties should immediately notify the Court so the case may be removed from the Court's trial docket.
13. No motion (other than a motion in limine) may be filed after this date except for good cause. The deadline to file motions (including dispositive motions and Daubert motions) is **May 23, 2022**. This deadline is also applicable to the filing of any summary judgment motion under Fed. R. Civ. P 56 and any defense of qualified immunity.
14. The deadline to file a Final Joint Pretrial Order and any other motion in limine is **June 30, 2022**.
14. The Final Pretrial Conference is set for [THIS DATE WILL BE COMPLETED BY THE COURT] \_\_\_\_\_.
15. Motions in limine, if any, will be heard on this date. Counsel should confer prior to this hearing on any issues raised in a motion in limine or the Joint Pretrial Order. Any party intending to use a demonstrative exhibit should provide the same to opposing counsel at least 3 days prior to the Final Pretrial conference so that in any objections or issues are raised about the demonstrative exhibit, they can be addressed at the final pretrial conference.
15. The trial date will be determined at a later date by the Court. The parties shall consult with Local Record CV-16(e)-(g) regarding matters to be filed in advance of trial. At the time the trial date is set, the Court will also set the deadline for the filing of matters in advance of the trial date.

**SIGNED** this \_\_\_\_ day of \_\_\_\_\_, 2021.

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XAVIER RODRIGUEZ  
UNITED STATES DISTRICT JUDGE

AGREED:

**ATTORNEYS FOR PLAINTIFF**

/s/ L. Todd Kelly

L. Todd Kelly

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